

**SAN JOSE CONVENTION CENTER
EXISTING ROOF AND TERRACE REPAIR PROJECT**

SECTION 00300

PROPOSAL FORM

PROPOSAL TO THE REDEVELOPMENT AGENCY OF THE CITY OF SAN JOSE

FOR THE

**SAN JOSE CONVENTION CENTER EXISTING ROOF
AND TERRACE REPAIR PROJECT**

Name of Bidder: Pioneer Contractors, Inc.

The representations herein are made under penalty of perjury.

To: The Redevelopment Agency of the City of San Jose
 200 East Santa Clara Street, 14th Floor Tower
 San Jose, California 95113


The undersigned, as bidder, declares that the only person or parties interested in this proposal as principals are those named herein; that this proposal is made without collusion with any other person, firm or corporation; that the bidder has thoroughly read and examined and has full knowledge of and understands all the provisions and contents of this proposal and the documents which must be attached hereto, the Plans and Specifications approved by the City of San Jose Director of Public Works and dated May 5, 2009, entitled "San Jose Convention Center Existing Roof and Terrace Repair Project" on file in the office of the Director of Project Management of the Redevelopment Agency of the City of San Jose, 200 East Santa Clara Street, 14th Floor Tower, San Jose, California 95113, that the bidder has thoroughly examined said Plans and Specifications which are on file in the office of the Agency's Director of Project Management, and that the bidder has full knowledge of and understands said Plans and Specifications and the requirements thereof; and that the bidder has further read and understands, and has knowledge of the contents of any and all addenda to said Plans and Specifications on file; and that the bidder proposes and agrees, if this proposal is accepted, that the bidder will contract with the Redevelopment Agency of the City of San Jose, in the form of the copy of the contract on file in the office of the Agency's Director of Project Management, to do all the work and furnish all materials specified or referred to in the contract, in the manner and time therein prescribed, and according to the requirements of the City and Agency as therein set forth, to furnish the contract, bonds and insurance specified in the Specifications and Bid Documents, and to do all other things required of the Contractor by the contract.

If the bidder or other interested persons is a corporation, state legal name of corporation, also names of the President, Secretary, Treasurer, and the Manager

**SAN JOSE CONVENTION CENTER
EXISTING ROOF AND TERRACE REPAIR PROJECT**

thereof; if a partnership, state the name of the partnership, if one exists, also the names of all the partners comprising the partnership; if any of the partners are individuals, state the first and last name of every individual in full, if any of the partners are corporations, state for each such corporation, the information required above of corporations; if any of the partners are partnerships, state for each such corporation, the information required above of partners; if the bidder or other interested person is a joint-venture, state the name of the joint venture, also names of all joint venturers comprising the joint venture; if any of the joint venturers are individuals, state the first and last name of every individual comprising the joint venture; if any of the joint venturers are corporations, state for each corporation the information required above of corporations; if any of the joint venturers are partnerships, state for each such partnership the information required above of partners; if bidder or other interested persons is an individual, state first and last names in full.

If bidder is an individual, the bidder's signature shall be placed below; if bidder is an individual, doing business under a fictitious name, the name of the individual followed by the words "doing business as (insert fictitious name)" shall be set forth above, together with the signature of the individual; if bidder is a corporation, the legal name of the corporation shall be set forth above, together with the signature of the officer or officers of the corporation, authorized to sign contracts on behalf of the corporation, the corporate title; that is Vice-President, Secretary, etc., should be placed below the name of the officer and the corporate seal affixed; if bidder is a partnership, the legal name of the partnership, if one exists, shall be set forth above, together with the signature of the partner or partners authorized to sign contracts on behalf of the partnership; if any of the partners are corporations, execution for such partners shall be accomplished in accordance with the requirements set forth above for corporations; if any of the partners are partnerships, execution for such partners shall be accomplished in accordance with the requirements set forth above for partnership; if bidder is a joint-venture, the legal name of the joint venture, if one exists, shall be set forth above for partnerships. If signature is by an agent other than an officer of a corporation, or member of a partnership or a joint venture, a Power of Attorney must be on file with the Agency prior to opening bids or submitted with the bid; otherwise, the bid may, at the Agency's option, be disregarded as non-responsive.

Pioneer Contractors, Inc
Herbert Lo 
(President)

**SAN JOSE CONVENTION CENTER
EXISTING ROOF AND TERRACE REPAIR PROJECT**

BASE BID AMOUNT

A. Total Base Bid

Lump sum price, including the allowance, for the furnishing of all labor, materials, services, equipment, fringe benefits, taxes, insurance, overhead and profit and any other costs or expenses necessary to perform:

1. All of the work, except for those elements of the work which are the subject of the allowance described in paragraph 2, below:

THREE MILLION THREE HUNDRED SEVENTY THOUSAND DOLLARS
(\$3,370,000+)

2. Allowance No. 1 - cost of five (5) days of temporary shutdown, as described in Specification Section 011000, based upon Unit Price, below:

TEN THOUSAND & 00/100 DOLLARS
(\$10,000 -) (note - to be calculated by bidders as the Unit Price, below, multiplied by five)

3. Total base bid (combine A.1 and 2 above):

THREE MILLION THREE HUNDRED EIGHTY THOUSAND - DOLLARS
(\$3,380,000+)

B. The above base bid includes all addenda issued by the Agency, which include the following:

Number: 1, dated: 06/01/2009
Number: _____, dated: _____
Number: _____, dated: _____
Number: _____, dated: _____
Number: _____, dated: _____
Number: _____, dated: _____
Number: _____, dated: _____
Number: _____, dated: _____
Number: _____, dated: _____
Number: _____, dated: _____
Number: _____, dated: _____
Number: _____, dated: _____

If any addendum issued by the Agency is not noted above by the bidder, this bid proposal may be rejected.

**SAN JOSE CONVENTION CENTER
EXISTING ROOF AND TERRACE REPAIR PROJECT**

UNIT PRICES

The following unit price includes costs as described in Specification Section 011000:

Description	Unit Price
Price per day of temporary shutdown	\$ <u>2,000</u> -

BID ALTERNATES

The following prices shall determine the cost or credit resulting from inclusion or exclusion in the work and shall include all labor, materials, services, equipment, fringe benefits, taxes, insurance, permit costs, overhead, profit and other costs or expenses necessary to perform the required work. The Agency reserves the right to accept or reject any or all alternate bid items which it determines are in the best interest of the Project. The bidder is required to clearly define "ADD" or "DEDUCT" for each alternate bid item.

Alternate No. 1 - Described in Specification Sections 012300 – Fiberglass Translucent Skylight Replacement with Glass Block.

ONE HUNDRED THIRTY EIGHT THOUSAND DOLLARS
(\$138,000 -) - ADD or DEDUCT (circle one)

Alternate No. 2 – Described in Specification Sections 012300 – Parapet Wall Cap Repair.

NINETEEN THOUSAND & 00/100 DOLLARS
(\$19,000 -) - ADD or DEDUCT (circle one)

Alternate No. 3 – (Deleted, Addendum No. 1).

Alternate No. 4 – Described in Specification Section 012300 – Wall Sealant Replacement.

THIRTY FIVE THOUSAND & 00/100 DOLLARS
(\$35,000 -) - ADD or DEDUCT (circle one)

**SAN JOSE CONVENTION CENTER
EXISTING ROOF AND TERRACE REPAIR PROJECT**

Alternate No. 5 – Described in Specification Section 012300 – Terrace Stair Waterproofing.

ONE HUNDRED TWENTY THOUSAND DOLLARS
(\$ 120,000 -) - ADD or DEDUCT (circle one)

AWARD OF CONTRACT

- A. Basis for Award: The lowest bid shall be determined on the basis of the Base Bid, together with consideration of alternate bid items in the following manner.

The Agency's priority for the alternate bid items is alternate no. 2, alternate no. 4, alternate no 5, and alternate no. 1, with alternate no. 2 having the highest priority and alternate no. 1 having the lowest priority (No Alternate 3, deleted in Addendum No. 1). After the time fixed in the Notice to Contractors - Invitation for Bids for the opening of bids but before the opening and public reading of any bid, the Agency shall publicly announce the budget available for the Work ("Budget"). If the Base Bid amount is less than the Budget, alternate bid items will be added in the Agency's priority order until another alternate cannot be added (also taking into consideration the effect of the following alternate bid item if it results in a credit) without exceeding the Budget to determine the lowest bid. The low bidder will be the bidder whose total amount calculated under the preceding sentence (1) includes the greatest number of alternate bid items, or (2) offers an equal number of alternate bid items for the lowest price.

Agency reserves the right in its sole discretion to select any, all, or none of the alternate bid items at the time of the award of the contract, even if those alternate bid items were not used in the analysis to determine the lowest bid.

Any bid that does not include prices for any alternate bid item may result in the bid being rejected as non-responsive.

- B.
1. The award of the contract, if it is to be awarded, will be to the lowest responsive and responsible bidder. The award, if made, is expected to be made on or about June 23, 2009.
 2. The Owner-Contractor Agreement shall be signed by the successful bidder and returned, together with the labor compliance documentation, contract bonds and insurance, within eight (8) calendar days, not including Sundays and legal holidays, after the bidder has received notice by certified mail with return receipt requested, or by hand delivery that the contract has been awarded. Any delay caused by the successful bidder in the delivery of the Owner-Contractor Agreement executed by the Contractor, labor compliance documentation, bonds and insurance within

**SAN JOSE CONVENTION CENTER
EXISTING ROOF AND TERRACE REPAIR PROJECT**

eight (8) calendar days shall not be cause for extension of the Completion Date.

3. Successful bidder shall file at least the minimum insurance requirements as outlined in Article 11 of the General Conditions.
 4. If the successful bidder refuses or fails to execute the Owner-Contractor Agreement and provide the required labor compliance documentation, bonds and insurance policies and certificates, the Agency Board may award the contract to the second lowest responsible bidder. If the second lowest responsible bidder refuses or fails to execute the contract and provide the required labor compliance documentation, bonds and insurance policies and certificates, such bidder's bid security shall be forfeited to the Agency and the Agency Board may award the contract to the third lowest responsible bidder. On failure or refusal of the third lowest responsible bidder to whom any such contract is so awarded, to execute the same and provide the required labor compliance documentation, bonds and insurance policies and certificates, such bidder's bid security shall be likewise forfeited to the Agency. The Agency Board may at any time re-advertise for bids, or may provide that the work shall be done by the Agency's employees to the extent that such may be authorized by law.
 5. If the successful bidder fails to execute the contract or fails to provide satisfactory evidence of compliance with Article 6 of the Instructions to Bidders within the time specified in the Invitation For Bids or in the specifications referred to therein, the amount of the security may be declared forfeited to the Agency and all bonds so forfeited may be prosecuted.
- C. It is understood that the Agency reserves the right to reject this bid but that it shall remain open and not be withdrawn for a period of ninety (90) calendar days from the date prescribed for its opening.
- D. If written acceptance is mailed or delivered to the undersigned before bid is withdrawn by written notification to Agency, undersigned will execute and deliver a contract to Agency in accordance with this bid as accepted.

TIME OF COMPLETION

- A. The Work under the Contract shall proceed pursuant to and in accordance with a written notice from Owner to Contractor to proceed ("Notice to Proceed"). It is anticipated that the Notice to Proceed will be issued on or about July 6, 2009. Contractor shall diligently commence performance of the Work on the date specified in the Notice to Proceed. Contractor shall complete performance of the

**SAN JOSE CONVENTION CENTER
EXISTING ROOF AND TERRACE REPAIR PROJECT**

entire Work (as defined in Article 8 of the General Conditions) on or before One Hundred Twenty (120) consecutive calendar days after the date of issuance of the Notice to Proceed ("Scheduled Completion Date").

- B.
1. Contractor shall begin Work in accordance with the Notice to Proceed, and shall diligently prosecute the Contract to completion within the time limits specified.
 2. Should Contractor begin work in advance of receiving notice that Contract has been approved by the Agency, any work performed by Contractor in advance of date of approval shall be considered as having been done by Contractor at Contractor's own risk.

IDENTIFICATION

A. Notice of acceptance, or request for additional information, may be addressed to the undersigned at the address set forth below.

B. The names of all persons interested in the foregoing bid as principals are:

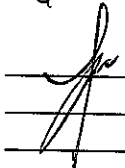
Herbert LP (President)
Felipe Raulo Anila (Treasurer)
Manuel Anila (Secretary)

Important Notice: If a corporation, give legal name of corporation, state where incorporated, and names of president and secretary; if a partnership, give name of firm and names of all individual co-partners composing the firm; if an individual, give first and last names in full.

C. Contractor's License: Contractor is licensed in accordance with an act for registration of contractors with the following Contractor's License number issued by the California Contractor's State License Board:

Class B1C39 License No. 77706A
Expiration Date 04/30/2010

D. Signature of person(s) with legal authority to sign contracts:



**SAN JOSE CONVENTION CENTER
EXISTING ROOF AND TERRACE REPAIR PROJECT**

E. Business Address:

1485 Armstrong Avenue
San Francisco, CA 94124

SUPPLEMENTS TO PROPOSAL FORM

In addition to all information required in the Instructions to Bidders, accompanying this Proposal Form are the following documents completely filled in by the bidder and hereby made a part hereof:

- A. Bidder's Bond or other Bid security (Section 00400).
- B. Statement of Qualifications and Experience of Bidder (Section 00410).
- C. List of Subcontractors (Section 00420).
- D. Affidavit of Financial Statement and Noncollusion (Section 00430).

In addition, Bidder has received the following, to be completed and returned with Contract following award:

Contractor's Performance Bond (Section 00510)

Labor and Payment Material Bond (Section 00511)

Labor Compliance Documentation (Section 00512).

If this bid proposal shall be accepted and the undersigned shall fail to contract, and to give the labor compliance documentation, Contractor's Performance Bond and the Contractor's Labor and Material Payment Bond required by the specifications and contract and by law, and to provide all insurance as required by said contract, within eight (8) days after the bidder has received notice from the Redevelopment Agency of the City of San Jose, the Agency may, at its option, determine that the bidder has abandoned his/her contract, and thereupon this bid and the acceptance thereof shall be null and void, and the forfeiture of such security accompanying this bid shall operate and the same shall be the property of the Redevelopment Agency of the City of San Jose.

In accordance with Public Contract Code Section 10232, the Contractor hereby states under penalty of perjury, that no more than one final unappealable finding on contempt of court by a federal court has been issued against the Contractor within the immediately preceding two year period because of the Contractor's failure to comply

**SAN JOSE CONVENTION CENTER
EXISTING ROOF AND TERRACE REPAIR PROJECT**

with an order of a federal court which orders the Contractor to comply with an order of the National Labor Relations Board. Signing this Proposal on the signature portion thereof shall constitute signature of this Statement.

Accompanying this bid are the following documents completely filled in by the bidder, and the same are incorporated herein by reference;

1. A cashier's check or a certified check made payable to the Redevelopment Agency of the City of San Jose, or a bidder's bond executed by an admitted surety insurer naming the Agency as beneficiary, in an amount equal to at least ten percent (10%) of the total base bid.
2. A list of subcontractors for work over one half of one percent, if any, the address of each subcontractor, and a brief description of the portion of work to be done by each subcontractor, together with the estimated dollar amount of said portion of the work, and.
3. A statement of qualifications and experience of bidder, including without limitation statements regarding bidder's experience modification rate.
4. Executed Affidavit of Financial Statement and Noncollusion

The Agency may, at its option, request additional supplemental information after bid opening.

Bidder understands that the Redevelopment Agency of the City of San Jose reserves the right to reject any or all bids and to waive any informality in the bidding.

The undersigned, as bidder, declares that in listing subcontractors in this bid, I have not discriminated or given any preference to any firm based on race, sex, color, age, religion, sexual orientation, disability, ethnicity, or national origin. I understand that any such discrimination or preference is in violation of Chapter 4.08 of the Municipal Code.

**SAN JOSE CONVENTION CENTER
EXISTING ROOF AND TERRACE REPAIR PROJECT**

The undersigned declares under penalty of perjury that the information contained in this bid and all accompanying documents are true and correct.

Executed on 06/04/2009
Pioneer Contractors, Inc
Legal Company Name

Corporation
Indicate Type of Entity: Sole Proprietorship,
Partnership (General/Limited Partners),
Corporation, Joint Venture, etc.

By: Herbert Lopez
Title: President

City Business License No.: 336168
Expiration Date: _____
State Contractor Lic. No.: 777068
Classification: B/C39
Expiration Date: 04/30/2010
Federal I.D. No.: 94-3351333
Address: 1485 Armstrong Avenue
San Francisco, CA 94124
Telephone: 415-671-1070

(Note: City Business License not required in order to submit proposal.)

SAN JOSE CONVENTION CENTER
EXISTING ROOF AND TERRACE REPAIR PROJECT

ACKNOWLEDGEMENT

State of California
County of San Francisco

On 06/04/2009 before me, Ricardo S. Espinoza Aburto
(insert name and title of officer)

Personally appeared Herbert Lo
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are
subscribed to the within instrument and acknowledged to me that he/she/they executed the same
in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the
person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing
Paragraph is true and correct.

WITNESS my hand and official seal

Signature Ricardo Espinoza (Seal)



END OF SECTION 00300

SAN JOSE CONVENTION CENTER
EXISTING ROOF AND TERRACE REPAIR PROJECT

SECTION 00410

STATEMENT OF QUALIFICATIONS AND EXPERIENCE OF BIDDER

The bidder is required to state below, and on additional pages as necessary, the bidder's experience on similar work performed with a list of references that will enable the Owner to judge bidder's qualifications, experience, skill. [Note – must also include information regarding bidder's EMR.]

Please
See
Attachments.

Date: 06/03/2009

Pioneer Contractors, Inc
(Legal Company Name)

By: [Signature]
(signature)

Printed Name: Herbert Lo

Title: President

END OF SECTION 00410

Pioneer Contractors, Inc.

1485 Armstrong Avenue, San Francisco, CA 94124 Tel. (415) 671-1070 Fax (415) 671-0448

CA LICENSE # 777064

Partial list of major jobs in the last 5 years: updated: 11/19/08: (P = Prime Contractor, S = Subcontractor)

file: 123:bidinfo:jobs5years

Project Name	Owner	Contact (Owner or GC)	Amount/Fax	Completed
<input type="checkbox"/> Holiday Inn ReRoofing	P Civic Hotel Company, LLC	Chen Jun	\$330,000.00	09/19/08
50 - 8th Street, San Francisco, CA 94103	870 Market St., Ste. 1168, San Francisco, CA 94102	(415) 986-1168	(415) 986-2328	
<input checked="" type="checkbox"/> John F. Kennedy Elementary School	P Jefferson School District	Rick Young	\$428,000.00	08/30/2008
785 Price St., Daly City, CA 94014	101 Lincoln Avenue, Daly City, CA 94014	(650) 991-1000	(650) 994-6718	
<input checked="" type="checkbox"/> Monteverde & Buri-Buri Schools	P South San Francisco School District	Jeff Bonner	\$405,000.00	08/30/2008
South San Francisco, CA	298 B Street, South San Francisco, CA	(650) 877-8751	(650) 877-8718	
<input checked="" type="checkbox"/> Jefferson and Terra Nova Roofing Projects	P Jefferson Union High School District	Bob Devine	\$966,800.00	08/30/2008
South San Francisco and Pacifica	699 Serramonte Blvd., #100, Daly City, CA 94015	(650) 550-7900	(650) 550-7888	
<input checked="" type="checkbox"/> Washington Carver Elem. School	S San Francisco Unified School District	Andrea	\$265,440.00	08/30/2008
1360 Oakdale Ave., San Francisco, CA 94124	135 Van Ness Avenue, SF, CA 94102	(415) 730-1699	(415) 252-5935	
<input checked="" type="checkbox"/> Terra Nova HS Modernization	S Jefferson Union High School District	Bob Devine	\$548,000.00	09/30/2008
1450 Terra Nova Boulevard, Pacifica, CA 94044	699 Serramonte Blvd., #100, Daly City, CA 94015	(650) 550-7900	(650) 550-7888	
<input type="checkbox"/> SFIA Bldg. 1060 Superbay Hanger	P San Francisco Airport Commission	Jaime Arguelles	\$334,500.00	12/31/07
SFIA, San Francisco, CA	676 McDonnell Road, SF, CA 94128	(650) 821-7740	(650) 821-7779	
<input type="checkbox"/> SFIA T-1 Canopy	P San Francisco Airport Commission	Jaime Arguelles	\$633,400.00	12/31/07
SFIA, San Francisco, CA	676 McDonnell Road, SF, CA 94128	(650) 821-7740	(650) 821-7779	
<input checked="" type="checkbox"/> W-73 Middle School	P Roseville Schools, LLC	Kitchell - Cons. Manager	\$1,859,500.00	2007
4501 Bob Doyle Dr., Roseville CA 95747	985 Sun City Lane, Lincoln, CA 95648	Jason Yi (916) 580-3571	(916) 782-9994	
<input type="checkbox"/> CCSF Wellness Center	P City College of San Francisco	Hunt Construction Group	\$978,000.00	10/30/2007
50 Phelan Avenue, San Francisco, CA	50 Phelan Avenue, San Francisco, CA	(415) 391-3930	(415) 391-3942	
<input type="checkbox"/> Peralta Community College	P Peralta Community College	Robert Bechwith	\$538,020.00	07/07/2007
Building B and District Warehouse	333 East 8th Street, Oakland, CA 94606	(510) 466-7269		
<input checked="" type="checkbox"/> Acalanes High School	P Acalanes High School District	Steve Fishbaugh	\$289,730.00	08/31/2007
1212 Pleasant Hill Road, Lafayette, CA 94559	1212 Pleasant Hill Road, Lafayette, CA 94559	(925) 280-3960	(925) 376-4366	
<input checked="" type="checkbox"/> Mission San Jose High School	P Fremont Unified School District	CAL-Pacific Construction	\$1,240,000.00	08/2007
41717 Palm Avenue, Fremont, CA 94539	4210 Technology Drive, Fremont, CA 94538	(650) 557-1238	(650) 557-1239	
<input checked="" type="checkbox"/> Kennedy High School Modernization	P Sacramento City Unified School District	Ed Green	\$463,280.00	09/2006
6175 Gloria Drive, Sacramento, CA 95831	5735 - 47th Avenue, Sacramento, CA 95824	Airco Mechanical (CO)	(916) 381-4523	

★ Eleanor Fallon Middle School 5170 Grafton St., Dublin, CA 94	P	Dublin Unified School District 7471 Larkdale Avenue, Dublin, CA 94568	Whiting-Turner Constr. (925) 485-0800	\$1,744,382.00	12/2006
★ Mammoth Lakes Hospital Addition 85 Sierra Park Road, Mammoth Lakes, CA 93546	S	Southern Mono Healthcare District 85 Sierra Park Road, Mammoth Lakes, CA 93546	PRO-West Constructors Tel. (951) 678-1038	\$1,060,000.00	12/2006
★ Vacaville 2006 Summer Reroof 5 Various Locations	P	Vacaville Unified School District 751 School Street, Vacaville, CA 95688	Thomas A Bouffard (707) 469-7739	\$1,148,000.00 (707) 469-6204	09/2006
★ Fairfield HS Admin. & Library Bldg. 205 E Atlantic Ave., Fairfield, CA	P	Fairfield-Suisun Unified School District 1975 Pennsylvania Ave., Fairfield, CA 94533	Michael Swarengin (707) 425-6494	\$410,410.00 (707) 425-8641	09/2006
★ SF-USD Bid Package 1 2006 Various Site in San Francisco	P	San Francisco Unified School District 135 Van Ness Avenue, SF, CA 94102	Gary Louie (415) 730-1699	\$621,130.00 (415) 252-5935	09/2006
★ Don Callejon School 4176 Lick Mill Blvd., Santa Clara, CA 95054	P	Santa Clara Unified School District 1889 Lawrence Rd., Santa Clara, CA 95051	TBI Construction (408) 423-4409	\$652,170.00 (408) 985-7831	10/2006

> Public Work Jobs, * Schools - No STOP NOTICE or LIQUIDATED DAMAGES were filed

file:bid-info/job-5yrs

**WELLS
FARGO**

Construction and Real Estate Services
MAC A0444-020
305 Walnut Street
Redwood City, CA 94063-1731
650.839.6000
650.839.6964 Fax

**Wells Fargo of California
Insurance Services, Inc.
CA DOI#0352275**

June 4, 2009

Mr. William Chiu
Pioneer Contractors, Inc.
1485 Armstrong Avenue
San Francisco, CA 94124

Re: Workers Compensation
Historical Experience Modification

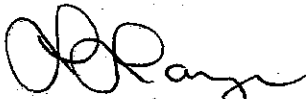
Dear Mr. Chiu,

This is to confirm Pioneer Contractors, Inc and Pioneer Roofing Organization's
Historical Experience Modification factors are as follows:

Policy Year	Experience Modification
2009	61%
2008	80%
2007	72%
2006	47%
2005	45%

If you should have any questions, please do not hesitate to contact our office at
650 839-6043.

Sincerely,



Loretta Lange
Assistant Vice President

SAN JOSE CONVENTION CENTER
EXISTING ROOF AND TERRACE REPAIR PROJECT

SECTION 00420

LIST OF SUBCONTRACTORS

Designation of Subcontractors shall be as required in Section 2-1.15A of the City of San Jose Standard Specifications, July 1992.

NAME OF SUBCONTRACTOR	LOCATION OF PLACE OF BUSINESS	BRIEF DESCRIPTION OF PORTION OF WORK	ESTIMATED DOLLAR AMOUNT OF PORTION OF WORK
TRADESTAFF CONTRACTING SERVICES INC.	LA HONDA, CA	ROOF TEAR OFF	\$ 287,940 -
PROBEL USA INC	UNION CITY, CA	SAFETY ANCHORS	\$ 77,000 -
JOSEPH J. ALBANESE, INC	STA. CLARA, CA	TOPPING SLAB	\$ 90,094 -
JOSEPH J. ALBANESE, INC	STA. CLARA, CA	TOPPING SLAB ALT #1	\$ 61,683 -
NORCAL INDUSTRIAL FLOOR, INC.	SAN JOSE, CA	WATERPROOFING REMOVAL	\$ 28,000 -
GLASSBROOK DESIGN INC	SF, CA	SKYLIGHT ALT #5	\$ 102,750 -

SAN JOSE CONVENTION CENTER
EXISTING ROOF AND TERRACE REPAIR PROJECT

SECTION 00430

NONCOLLUSION AND FINANCIAL STATEMENT AFFIDAVIT

SAN JOSE CONVENTION CENTER EXISTING ROOF
AND TERRACE REPAIR PROJECT

Herbert Li

print name

, being first duly sworn, deposes and says:

(1) The signatory is the President of Pioneer Contractors, the party making the foregoing bid that the bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation; that the bid is genuine and not collusive or sham; that the bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid, and has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or that anyone shall refrain from bidding; that the bidder has not in any manner, directly or indirectly, sought by agreement, communication or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder, or to secure any advantage against the public body awarding the contract of anyone interested in the proposed contract; that all statements contained in the bid are true; and further, that the bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, or paid, and will not pay, any fee to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof to effectuate a collusive or sham bid; and

(2) In accordance with Title 23, United States Code, Section 112, he/she has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding connection with this contract; and

(3) As of the date of the bid submittal, Bidder has not filed for bankruptcy and has no plans to do so, and Bidder has the financial resources, capacity and stability to completely perform the contract.

//
//
//

**SAN JOSE CONVENTION CENTER
EXISTING ROOF AND TERRACE REPAIR PROJECT**

The undersigned declares under penalty of perjury that the information contained in this proposal and all accompanying documents are true and correct. Bidders are cautioned that making a false certification may subject certifier to criminal prosecution. The Agency reserves the right to investigate the statements made within this affidavit, including but not limited to, requiring a current financial statement.

Executed on 06/03/2009
Pioneer Contractors, Inc.
Legal Company Name
Date: 06/03/2009
Corporation
Indicate Type of Entity: Sole Proprietorship,
Date: 06/03/2009
Partnership (General/Limited Partners),
Corporation, Joint Venture, etc.

By: Herbert Lo
Title: President

City Business License No. _____
Expiration _____
State Contractor Lic. No.: 777064
Classification: B; C39
Expiration 04/30/2010
Federal I.D. No.: 94-3351330
Address: 1485 Armstrong
Avenue, San Francisco
CA 94124
Telephone: 415-671-1070


(Note: City Business License not required in order to submit proposal.)

SAN JOSE CONVENTION CENTER
EXISTING ROOF AND TERRACE REPAIR PROJECT

State of California
County of San Francisco

Subscribed and sworn to (or affirmed) before me on this 3rd day of June, 2009,
by Herbert LP, proved to me on the basis of
satisfactory evidence to be the person(s) who appeared before me.

(Seal)


RICARDO S. ESPINOZA ABURTO
Commission # 1835887
Notary Public - California
San Francisco County
My Comm. Expires Feb 12, 2013

Ricardo Espinoza
SIGNATURE OF NOTARY

**SAN JOSE CONVENTION CENTER
EXISTING ROOF AND TERRACE REPAIR PROJECT**

SECTION 00400

BIDDER'S BOND

KNOW ALL PERSONS BY THESE PRESENTS:

That we, Pioneer Contractors, Inc.
as PRINCIPAL, and First National Insurance Company of America
a corporation duly organized under the laws of the State of Washington
and duly licensed to become sole surety on bonds required or
authorized by the State of California, as SURETY, are held and firmly bound unto the
Redevelopment Agency of the City of San Jose (hereinafter called the "Agency"), in the
penal sum of TEN PERCENT (10%) OF THE TOTAL AMOUNT OF THE BID of the
Principal above named, submitted by the Principal to the Agency, for the work described
below; for the payment of which sum in lawful money of the United States, well and truly
to be made, we bind ourselves, our heirs, executors, administrators and successors,
jointly and severally, firmly by these presents. In no case shall the liability of the Surety
hereunder exceed the sum of Five Million and 00/100. ***** Dollars
(\$5,000,000).00

THE CONDITION OF THIS OBLIGATION IS SUCH,

That whereas the Principal has submitted the above mentioned bid to the
Redevelopment Agency of the City of San Jose, for certain construction specifically
described as follows, for which bids are to be opened at the Redevelopment Agency of
the City of San Jose, located at 200 East Santa Clara Street, 14th Floor Tower, San
Jose California, on June 5, 2009 for the following project:

**SAN JOSE CONVENTION CENTER EXISTING ROOF
AND TERRACE REPAIR PROJECT**

NOW, THEREFORE, if the aforesaid Principal is awarded the contract and,
within the time and manner required under the specifications, after the prescribed forms
are presented to him for signature, enters into a written contract, in the prescribed
forms, in accordance with the bid, and files a Contractor's Performance Bond and a
Contractor's Labor and Material Payment Bond, and files the required insurance policies
with the Agency, all as required by the specifications and the contract or by law, then
the obligation shall be null and void; otherwise it shall be and remain in full force and
effect.

The Surety, for value received, hereby stipulates and agrees that the obligation
of said Surety and its bond shall be in no way impaired or affected by any extension of

**SAN JOSE CONVENTION CENTER
EXISTING ROOF AND TERRACE REPAIR PROJECT**

the time within which the Agency may accept such Bid; and said surety does hereby waive notice of any such extension.

In the event suit is brought upon this bond by the Agency and judgment is recovered, the Surety shall pay all costs incurred by the Agency in such suit, including reasonable attorney's fees to be fixed by the court.

IN WITNESS WHEREOF, we have hereunto set our hands and seals on this 1st day of June, 2009.

PRINCIPAL

Pioneer Contractors, Inc.

Legal Company Name

By: yr

Signature

HERBERT LI

Print Name

PRESIDENT

Title

By: _____

Signature

Print Name

Title

SURETY

First National Insurance Company of America

Legal Company Name

By: John J. Daley

Signature

John J. Daley

Print Name

Attorney-in-Fact

Title

Address: 1390 Willow Pass Rd., Ste. 900
Concord, CA 94520

(Affix Corporate Seals)

(Attach Acknowledgments of both Principal and Surety signatures.)

END OF SECTION 00400

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

STATE OF CALIFORNIA

County of Contra Costa }

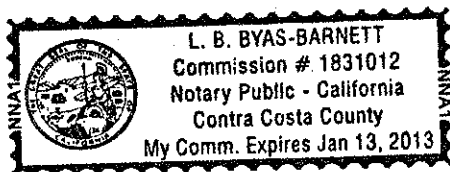
On 6-01-2009
Date

before me, L. B. Byas-Barnett, Notary Public

Here Insert Name and Title of the Officer

personally appeared John J. Daley

Name(s) of Signer(s)



Place Notary Seal Above

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

Witness my hand and official seal.

Signature

Signature of Notary Public L. B. Byas-Barnett

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: Bid Bond

Document Date: 6-01-2009

Number of Pages: 2

Signer(s) Other Than Named Above: N/A

Capacity(ies) Claimed by Signer(s)

Signer's Name: John J. Daley,

- ☐ Individual
☐ Corporate Officer — Title(s): _____
☐ Partner — ☐ Limited ☐ General
☒ Attorney in Fact
☐ Trustee
☐ Guardian or Conservator
☐ Other: _____

RIGHT THUMBPRINT
OF SIGNER

Top of thumb here

Signer Is Representing:
First National Insurance
Company of America

Signer's Name: _____

- ☐ Individual
☐ Corporate Officer — Title(s): _____
☐ Partner — ☐ Limited ☐ General
☐ Attorney in Fact
☐ Trustee
☐ Guardian or Conservator
☐ Other: _____

RIGHT THUMBPRINT
OF SIGNER

Top of thumb here

Signer Is Representing:



POWER
OF ATTORNEY

First National Insurance Company of America
1001 4th Avenue
Suite 1700
Seattle, WA 98154

KNOW ALL BY THESE PRESENTS:

No. 10889

That **FIRST NATIONAL INSURANCE COMPANY OF AMERICA**, a Washington corporation, does hereby appoint

*****L. B. BARNETT; JOHN J. DALEY; KENNETH J. GOODWIN; Lafayette, California*****

its true and lawful attorney(s)-in-fact, with full authority to execute on behalf of the company fidelity and surety bonds or undertakings and other documents of a similar character issued by the company in the course of its business, and to bind **FIRST NATIONAL INSURANCE COMPANY OF AMERICA** thereby as fully as if such instruments had been duly executed by its regularly elected officers at its home office.

IN WITNESS WHEREOF, **FIRST NATIONAL INSURANCE COMPANY OF AMERICA** has executed and attested these presents

this 21st day of March, 2009

Dexter R. Legg, Secretary

Timothy A. Mikolajewski, Vice President

CERTIFICATE

Extract from the By-Laws of **FIRST NATIONAL INSURANCE COMPANY OF AMERICA**:

"Article V, Section 13. - FIDELITY AND SURETY BONDS ... the President, any Vice President, the Secretary, and any Assistant Vice President appointed for that purpose by the officer in charge of surety operations, shall each have authority to appoint individuals as attorneys-in-fact or under other appropriate titles with authority to execute on behalf of the company fidelity and surety bonds and other documents of similar character issued by the company in the course of its business... On any instrument making or evidencing such appointment, the signatures may be affixed by facsimile. On any instrument conferring such authority or on any bond or undertaking of the company, the seal, or a facsimile thereof, may be impressed or affixed or in any other manner reproduced; provided, however, that the seal shall not be necessary to the validity of any such instrument or undertaking."

Extract from a Resolution of the Board of Directors of
FIRST NATIONAL INSURANCE COMPANY OF AMERICA adopted July 28, 1970.

"On any certificate executed by the Secretary or an assistant secretary of the Company setting out,

- (i) The provisions of Article V, Section 13 of the By-Laws, and
- (ii) A copy of the power-of-attorney appointment, executed pursuant thereto, and
- (iii) Certifying that said power-of-attorney appointment is in full force and effect,

the signature of the certifying officer may be by facsimile, and the seal of the Company may be a facsimile thereof."

I, Dexter R. Legg, Secretary of **FIRST NATIONAL INSURANCE COMPANY OF AMERICA**, do hereby certify that the foregoing extracts of the By-Laws and of a Resolution of the Board of Directors of this corporation, and of a Power of Attorney issued pursuant thereto, are true and correct, and that both the By-Laws, the Resolution and the Power of Attorney are still in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the facsimile seal of said corporation

this 1st day of June, 2009



Dexter R. Legg, Secretary